

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2011-52-C - ORDER NO. 2011-507
JULY 20, 2011

IN RE: Application of Time Warner Cable) ORDER GRANTING
Information Services (South Carolina), LLC) PETITION FOR
d/b/a Time Warner Cable to Amend Its) CLARIFICATION AND
Certificate of Public Convenience and) MOTION FOR
Necessity to Provide Telephone Services in) EXPEDITED REVIEW,
the Service Area of Sandhill Telephone) WAIVING HEARING
Cooperative, Inc. and for Alternative) REQUIREMENT, AND
Regulation) APPROVING
) APPLICATION

This Order is issued in response to Sandhill's¹ Petition for Clarification or Reconsideration. Sandhill asks that the Commission modify its original Order to clarify that the authority granted to TWCIS² in Sandhill's service area is the same authority that was granted by the Commission in Order No. 2009-356. Sandhill further requests that a statement characterizing its drawing of funds from the South Carolina Universal Service Fund be deleted from this Commission's final Order. TWCIS does not object to either request.

In regard to Sandhill's first request, the original Order did grant TWCIS the same authority as in Order No. 2009-356, and this present Order has been modified to clarify that authority. As to Sandhill's second request, the statement to which it now takes exception was present in TWCIS' Application, and was not objected to or addressed on the record by Sandhill. Absent any such objection, the statement was included in the Commission's

¹ Sandhill Telephone Cooperative, Inc. ("Sandhill").

² Time Warner Cable Information Services (South Carolina), LLC d/b/a Time Warner Cable ("TWCIS," "Company," or "Applicant").

original Order. Since Sandhill has now expressed a desire to have the statement deleted, and TWCIS has not objected, we have removed the statement from this clarifying Order.

Therefore, the following will constitute the Company's authority to provide the services requested in lieu of the provisions of Order No. 2011-393.

Pursuant to S.C. Code Ann. § 58-9-280, this matter comes before the Public Service Commission of South Carolina ("Commission") on the Application of TWCIS to amend its Certificate of Public Convenience and Necessity under Order Nos. 2004-213, 2005-385(A), and 2009-356 for authority to serve customers in the geographic area currently served by Sandhill Telephone Cooperative, Inc. ("Sandhill"). Sandhill is a rural local exchange company ("RLEC"). In Docket No. 2005-130-C, TWCIS was authorized to implement an alternative regulatory plan under S.C. Code Ann. §§ 58-9-575 and 58-9-585 and seeks to operate under that same plan in the Sandhill telephone service area. In addition, TWCIS requests expedited review and waiver of hearing as well as waiver of S.C. Code Ann. Regs. 103-610 and 103-631, which would require record keeping within the state and the publishing of directories.

Notice of the matter was published according to Commission regulations. Sandhill intervened in this matter but ultimately did not oppose the Application. The Office of Regulatory Staff ("ORS") also does not oppose the Application and recommends granting the expansion of service territory. Further, as described in the Application, the Company states that it will abide by all applicable statutes, orders, rules, and regulations entered and adopted by the Commission.

According to the Application, TWCIS plans to provide facilities-based telecommunications and voice services in Sandhill's service area. It provides voice service using Internet protocol ("IP") technology, the Company's privately managed IP network, and the public switched telephone network. These voice services are offered to both residential and commercial customers. In addition, TWCIS offers intrastate telecommunications services to both wholesale and retail commercial customers.

These services, which are comprised of non-voice transmission services, provide high-capacity, point-to-point, point-to-multipoint, and multipoint-to-multipoint dedicated connections between and among one or more customer locations and/or TWCIS. The services may utilize Ethernet interfaces, optical fiber and/or coaxial cable facilities and are designed and provisioned on an individual case basis pursuant to contracts with customers. These services are currently offered by TWCIS in the areas in which it is certificated and are more completely described in its current South Carolina Tariff No. 1 on file with the Commission.

After review of the record in this Docket, we find that TWCIS possesses the managerial and technical resources to provide telecommunications services in the expanded territory, and these services meet the Commission's service standards. Further, we find that the authority granted to TWCIS should be the same as the authority, terms, and conditions granted by Order No. 2009-356, which allowed it to operate in the service area of other RLECs. We also find that provision of the services under this authority will not adversely impact the availability of affordable local exchange service, and that TWCIS will participate in the support of universally available telephone service at

affordable rates. Last, we find that provision of services in the expanded territory will not adversely impact the public interest. Therefore, we conclude from the above finding that TWCIS meets the statutory requirements for expansion of service territory under S.C. Code Ann. § 58-9-280(B).

We also find that Notice has been published as required by the Commission and any interested party has had an opportunity for a hearing as required by S.C. Code Ann. § 58-9-280(B). There is no opposition to the Application.

IT IS THEREFORE ORDERED:

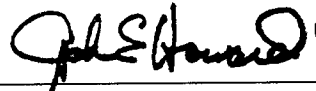
1. Expedited review, through the Commission's consideration of the Application at its weekly public meeting, is granted.
2. The Application to amend TWICIS's Certificate of Public Convenience and Necessity to serve customers in the geographic area currently served by Sandhill Telephone Cooperative, Inc. under the alternative regulatory program found at S.C. Code Ann. §§ 58-9-575 and 58-9-585 is approved with the same authority, terms, and conditions as it was granted by Order No. 2009-356.
3. Waiver of the requirements of S.C. Code Ann. Regs. 103-610 and 103-631 regarding record keeping and publishing directories is granted.

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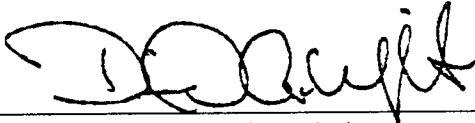
4. This Order shall remain in full force and effect until further order of the Commission.

BY ORDER OF THE COMMISSION:



John E. Howard, Chairman

ATTEST:



David A. Wright, Vice Chairman
(SEAL)